

Court of Appeals, State of Michigan

ORDER

Tally Kaczynski v Peggy Anderson

Docket No. 268529

LC No. 05-024707-NH

William C. Whitbeck, C.J.
Presiding Judge

Judges of the
Court of Appeals

Judges

The Court orders that a special panel shall be convened pursuant to MCR 7.215(J) to resolve the conflict between this case and *Apsey v Memorial Hosp (On Reconsideration)*, 266 Mich App 666; 702 NW2d 870 (2005), lv pending.

The Court further orders that sections C and D of the opinion in this case, which address the out-state notary requirements for an affidavit of merit in a medical malpractice claim, are VACATED. MCR 7.215(J)(5).

Appellant may file a supplemental brief within 21 days of the Clerk's certification of this order. Appellee may file a supplemental brief within 21 days of the service of appellant's brief. Nine copies must be filed with the Clerk of the Court.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 7 - 2007
Date

Sandra Schultz Mengel
Chief Clerk